उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

HIGH COURT OF CHHATTISGARH AT BILASPUR

M.A. [c] No.10 of 2006

APPELLANT
Claimant

Kamlesh Kumar Sahu, S/o Janakram Sahu, age 19 years, R/o Village Jarauda, Post Farfaud, P.S. Arang, Tah. & Distt. Raipur (C.G.)

Vs

RESPONDENTS
Non-applicants

1. Santosh Kumar Sahu, S/o Sonu Ram Sahu.
2. Rup Ram Sahu, S/o Budhu Ram Sahu.
   Both are residents of Village Jaraud, P.S. Arang, Tah. & Dist. Raipur (C.G.)
3. Bajaj Allianz General Insurance Co. Ltd. In front of Rajkumar College, Raipur, Thr. Divisional Manager.

Mr. S.C. Verma, Adv. for the appellant.
None for respondent No.1
Mr. V. Rathore, Adv. on behalf of Mr. M.K. Bhaduri, Adv. for respondent No.2
Mr. S.S. Rajput, Adv. for respondent No.2.

O R A L O R D E R
(2.5.2007)

Per Dhirendra Mishra, J

Heard on M.C.P. No.1347/2006, application for condonation of delay, as the appeal has been preferred with a delay of 67 days, as per office note dated 5.4.2006.

GRPRJ — FS/246— 2/2007 — 50,000.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

The reasons assigned for filing this appeal with a delay of 67 days is that the appellant was under a wrong impression that there was no limit for filing the appeal. This ground assigned for filing the appeal belatedly is not sufficient. Even otherwise, from perusal of the impugned award it is observed that though there is evidence available on record that appellant suffered minor fracture of left humorous bone, however, no evidence was laid by the appellant before the tribunal to show that he underwent some operation or some rod was fixed in his shoulder after operation and in fact, there was no sign of any operational injury present over the person of the appellant. He has also not filed any bill of expenses towards treatment and in these circumstances, the tribunal considering that the appellant has suffered minor fracture has awarded a sum of Rs.10,000/-

In view of the above, I do not find any illegality or infirmity in the impugned award passed by the tribunal, the appeal being devoid of any substance is liable to be dismissed and it is hereby dismissed.

Sd/-
Dhirendra Mishra
Judge

Roshan/-

P.T.O.